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November 20, 2015

**BY ECF**

Hon. Laura Taylor Swain  
United States District Judge  
United States District Court  
500 Pearl Street  
New York, New York 10007

Re: Mark Nunez v. City of New York, et al., 11-CV-5845 (LTS) (JCF)

Your Honor:

We respectfully submit this letter on behalf of all of the parties in order to request that the “Effective Date” of the Consent Judgment approved by the Court and entered on October 22, 2015, be deemed November 1, 2015, instead of October 22, 2015. Under the Consent Judgment, the “Effective Date” is defined as “the date this Agreement is approved and entered by the Court,” Consent Judgment, Section III.13 (definition of Effective Date), that is, October 22, 2015. However, for practical reasons, including the calculation of various deadlines and reporting requirements under the Consent Judgment which are keyed to the Effective Date, the parties believe that it is preferable for the Effective Date to be November 1, 2015, the beginning of the month. At the same time, the ten-day adjustment in the Effective Date does not materially affect the terms of the Consent Judgment. We have discussed this adjustment to the Effective Date with Steve J. Martin, the Monitor, and he agrees that the adjustment is advisable. Accordingly, with the recommendation and approval of the Monitor, the parties respectfully request that the Court “So Order” this letter application and deem the Effective Date of the Consent Judgment to be November 1, 2015.

Respectfully submitted,

/s/

Arthur G. Larkin, Esq.  
Celeste L. Koeleveld, Esq.

cc: All Counsel (by ECF)